

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)

01/05/01
J-902 U.S. PTO
09/75/2001

Attorney Docket: 381NP/43816CO

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a X continuation or divisional application under 37 C.F.R. 1.53(b), of pending prior application:

Serial No. 08/946,581
Filed on October 7, 1997
Of Fumio TAJIMA et al.
Entitled: PERMANENT MAGNET ELECTRIC ROTATING
MACHINE AND ELECTROMOTIVE VEHICLE USING
PERMANENT MAGNET ELECTRIC ROTATING
MACHINE
Examiner: T. Nguyen
Group: 2834
Batch No: T38

X 1. Accompanying this order is a true copy of the prior application as originally filed.
Total pages of specification: 42
Total pages of drawings: 7

 2. New Formal drawings are being filed herewith consisting of sheet(s), depicting Figures .

X 3. Declaration and Power of Attorney:
a. Newly executed (original or copy)
b. X Copy from prior application
i. Deletion of Inventors - signed statement attached deleting inventor(s) named in the prior application

X 4. Incorporation by Reference:

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as being

part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

5. Cancel original claims 1-17.

6. Small entity status:

a. A small entity statement is enclosed

b. A statement of small entity status (copy attached) was filed on _____ in the prior application and status as a small entity is still proper and desired.

c. Is no longer claimed

7. The filing fee is calculated below:

CLAIMS AS FILED, INCLUDING ANY CLAIMS
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT

Basic Fee	\$355	\$710
Total Claims <u>7</u> - 20 = _____ x 9 = \$_____ 18 = \$_____		
Ind. Claims <u>2</u> - 3 = _____ x 40 = \$_____ 80 = \$_____		
Multiple Dependent Claims	+ 135 = \$_____ 270 = \$_____	
	Total	\$_____ \$710.00

8. Please charge my Deposit Account No. 05-1323 (Docket #_____) in the amount of \$_____.

9. A check in the amount of \$710.00 to cover the filing fee is enclosed.

10. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket #381NP/43816CO).

11. Amend the specification by inserting before the first line the sentence: --This application is a continuation of application Serial No. 08/946,581, filed October 7, 1997.--

12. Priority of Appln. No. 8-275826, filed in Japan on October 18, 1996, is hereby claimed under 35 U.S.C. 119.

13. A certified copy of each said priority document was filed in application Serial No. 08/946,581.

14. The prior application is assigned of record to Hitachi, Ltd. and Hitachi Car Engineering Co., Ltd.

15. The power of attorney in the prior application is to:

Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; Jeffrey D. Sanok, Reg. No. 32,169

a. The power appears in the original application papers in the prior application.

b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.

c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.

d. Address all future correspondence to:

EVENSON, McKEOWN, EDWARDS
& LENAHAN, P.L.L.C.
1200 G Street, N.W.
Suite 700
Washington, DC 20005

16. Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.

17. A Preliminary Amendment is being filed herewith.

18. Return Receipt Postcard.

X

19. Other: Substitute Specification and Marked-Up
Copy Thereof

Respectfully submitted,

January 5, 2001


Jeffrey D. Sandok
Registration No. 32,169

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& LENAHAN, P.L.L.C.
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JDS:pc